

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re:	) Chapter 15 Case
FAIRFIELD SENTRY LIMITED, et al.,	) Case No. 10-13164 (CGM)
Debtors in Foreign Proceedings.	) Jointly Administered
FAIRFIELD SENTRY LIMITED (IN LIQUIDATION), et al.,	)
Plaintiffs,	) Adv. Pro. No. 10-03496 (CGM)
– against –	) Administratively Consolidated
THEODOOR GGC AMSTERDAM, et al.,	)
Defendants.	)
FAIRFIELD SENTRY LIMITED (IN LIQUIDATION), et al.,	)
Plaintiffs,	)
v.	) Adv. Pro. No. 10-03635 (CGM)
ABN AMRO SCHWEIZ AG a/k/a ABN AMRO (SWITZERLAND) AG, et al.,	)
Defendants.	)
FAIRFIELD SENTRY LIMITED (IN LIQUIDATION), et al.,	)
Plaintiffs,	)
v.	) Adv. Pro. No. 10-03636 (CGM)
ABN AMRO SCHWEIZ AG a/k/a ABN AMRO (SWITZERLAND) AG, et al.,	)
Defendants.	)

**JOINDER OF DEFENDANT BBVA (SUISSE) SA TO  
THE HSBC DEFENDANTS' (1) OBJECTION TO LIQUIDATORS' PROPOSED  
SCHEDULING ORDER ON PERSONAL JURISDICTION BRIEFING AND  
DISCOVERY AND (2) NOTICE OF COUNTER-PROPOSED ORDER**

Defendant BBVA (Suisse) SA, by and through its undersigned counsel, hereby joins in:

- (i) the HSBC Defendants' objection, filed on September 27, 2021 at Dkt. No. 3884 in Adv. Pro. No. 10-03496 (the "HSBC Objection"), to the Notice of Filing and Presentment of Scheduling Order on Personal Jurisdiction Briefing and Discovery filed by the Liquidators on September 23, 2021 at Dkt. No. 3883 in Adv. Pro. No. 10-03496 (the "Liquidators' Proposed Order"); and
- (ii) the HSBC Defendants' counter-proposed scheduling order on personal jurisdiction briefing and discovery, filed on September 27, 2021 at Dkt. No. 3884-1 in Adv. Pro. No. 10-03496 (the "HSBC Defendants' Proposed Order").

This joinder is not and shall not be construed as a waiver of any jurisdictional, substantive, or procedural rights, remedies, or defenses, all of which are hereby expressly preserved. The above-referenced defendant intends to move to dismiss the complaints in the above-captioned adversary proceedings (the "Complaints") for lack of personal jurisdiction, and specifically intends to establish in its briefing that the Complaints do not allege a *prima facie* case for personal jurisdiction over it.

For the reasons set forth in the HSBC Objection, the above-referenced defendant objects to the Liquidators' Proposed Order, and respectfully requests that the Court enter the HSBC Defendants' Proposed Order.

Dated: September 28, 2021

By: /s/ Keith R. Palfin

Keith R. Palfin  
Heather Lamberg  
WINSTON & STRAWN LLP  
1901 L Street, N.W.  
Washington, D.C. 20036-3506  
Telephone: (202) 282-5000  
Facsimile: (202) 282-5100  
E-mail: kpalfin@winston.com  
E-mail: hlamberg@winston.com

*Counsel for Defendant BBVA (Suisse) SA*